



PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Colin Caro et al.  
 FOR : HELICAL STENT  
 SERIAL NO. : 10/549,355  
 FILED : September 14, 2005  
 ART UNIT : Unknown  
 CONFIRMATION NO. : 6723  
 ATTORNEY DOCKET NO. : DEHN 2 00009

**RESPONSE TO NOTICE TO FILE MISSING PARTS**  
**OF APPLICATION UNDER 37 CFR 1.63**

MAIL STOP MISSING PARTS  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Notice to File Missing Parts issued April 25, 2006 on the above-captioned patent application, a "Declaration and Power of Attorney for Utility or Design Patent Application (37 CFR 1.63)" is enclosed as well as the return copy of the Patent Office's Notice to File Missing Parts.

The enclosed Declaration has been duly executed by the inventor(s).

The \$65.00 fee in payment of the surcharge required under 37 CFR 1.16(f) for filing the Declaration later than the filing date of the application is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose.

If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

The foregoing submissions are believed to meet the requirements of the Notice to File Missing Parts, and the applicant(s) await(s) further action on the application from the Patent and Trademark Office.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

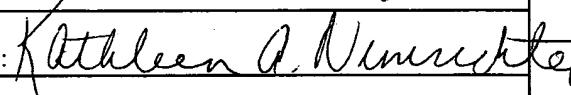
Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

July 25, 2006

Date

  
Jay F. Moldovanyi, Reg. No. 29,678  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being	
<input checked="" type="checkbox"/>	deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
<input type="checkbox"/>	transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.
Express Mail Label No.:	Signature: 
Date: July 25, 2006	Name: Kathleen A. Nimrichter



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Page 1 of 2

APR 28 2006

PCT  
CC

FAY, SHARPE, FAGAN,

MINNICH & MCKEE, LLP  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,355	Colin G. Caro	DEHN 2 00009

INTERNATIONAL APPLICATION NO.
PCT/GB04/01155

I.A. FILING DATE	PRIORITY DATE
03/18/2004	03/18/2003

27885  
FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP  
1100 SUPERIOR AVENUE, SEVENTH FLOOR  
CLEVELAND, OH 44114

CONFIRMATION NO. 6723  
371 FORMALITIES LETTER



\*OC000000018606371\*

Date Mailed: 04/25/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/14/2005
- Copy of the International Search Report filed on 09/14/2005
- Preliminary Amendments filed on 09/14/2005
- Information Disclosure Statements filed on 12/06/2005
- U.S. Basic National Fees filed on 09/14/2005
- Priority Documents filed on 09/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Surcharge.

*"DOCKETED"*

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

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Telephone: (703) 308-9140 EXT 208

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,355	PCT/GB04/01155	DEHN 2 00009

FORM PCT/DO/EO/905 (371 Formalities Notice)